No. 16-405
Title: BNSF Railway Co., Petitioner
v.
Kelli Tyrrell, Special Administrator for the Estate of Brent T. Tyrrell, Deceased, et al.
Docketed: September 28, 2016
Linked with 16A67
Lower Ct: Supreme Court of Montana
Case Nos.: (DA 14-0825)
Decision Date: May 31, 2016

Questions Presented

~~Date~~~	~~~~~~~Proceedings and Orders~~~~~~~~~~~~~~~~~~~~
Jul 18 2016	Application (16A67) to extend the time to file a petition for a writ of certiorari from August 29, 2016 to September 28, 2016, submitted to Justice Kennedy.
Jul 20 2016	Application (16A67) granted by Justice Kennedy extending the time to file until September 28, 2016.
Sep 28 2016	Petition for a writ of certiorari filed. (Response due October 28, 2016)
Oct 20 2016	Order extending time to file response to petition to and including November 28, 2016.
Oct 28 2016	Motion for leave to file amicus brief filed by The Association of American Railroads.
Oct 28 2016	Motion for leave to file amicus brief filed by Washington Legal Foundation.
Oct 28 2016	Motion for leave to file amicus brief filed by National Association of Manufacturers.
Oct 28 2016	Motion for leave to file amici brief filed by The Chamber of Commerce of the United States of America, et al.
Nov 28 2016	Brief of respondents Kelli Tyrrell, Special Administrator for the Estate of Brent T. Tyrrell, Deceased, et al. in opposition filed.
Dec 13 2016	Reply of petitioner BNSF Railway Co. filed.
Dec 14 2016	DISTRIBUTED for Conference of January 6, 2017.
Jan 9 2017	DISTRIBUTED for Conference of January 13, 2017.
Jan 13 2017	Motion for leave to file amicus brief filed by National Association of Manufacturers GRANTED.
Jan 13 2017	Motion for leave to file amici brief filed by The Chamber of Commerce of the United States of America, et al. GRANTED.
Jan 13 2017	Motion for leave to file amicus brief filed by The Association of American Railroads GRANTED.
Jan 13 2017	Motion for leave to file amicus brief filed by Washington Legal Foundation GRANTED.
Jan 13 2017	Petition GRANTED
Jan 17 2017	Consent to the filing of amicus curiae briefs, in support of either party or of neither party, received from counsel for the Petitioner.
Feb 17 2017	SET FOR ARGUMENT ON Tuesday, April 25, 2017
Feb 21 2017	Consent to the filing of amicus curiae briefs, in support of either party or of neither party, received from counsel for the Respondents.
Feb 24 2017	Record requested from the Supreme Court of Montana.
Feb 27 2017	Joint appendix filed. (Statement of costs filed.)

Feb 27 2017	Brief of petitioner BNSF Railway Company filed.
Mar 2 2017	Record received from the Supreme Court of Montana. The record is electronic.
Mar 6 2017	Brief amici curiae of Washington Legal Foundation, and Allied Educational Foundation filed.
Mar 6 2017	Brief amici curiae of The Chamber of Commerce of the United States of America, et al. filed.
Mar 6 2017	Brief amicus curiae of United States filed.
Mar 6 2017	Brief amicus curiae of National Association of Manufacturers filed.
Mar 6 2017	Brief amicus curiae of Association of American Railroads filed.
Mar 6 2017	Brief amicus curiae of Professor Stephen E. Sachs filed.
Mar 7 2017	Motion of the Acting Solicitor General for leave to participate in oral argument as amicus curiae and for divided argument filed.
Mar 22 2017	CIRCULATED.
Mar 24 2017	Record received from the Montana 13th Judicial District Court for Yellowstone County (1 envelope).
Mar 29 2017	Brief of respondents Kelli Tyrrell, Special Administrator for the Estate of Brent T. Tyrrell, Deceased, et al. filed. (Distributed)
Apr 3 2017	Motion of the Acting Solicitor General for leave to participate in oral argument as amicus curiae and for divided argument GRANTED.
Apr 4 2017	Brief amicus curiae of Academy of Rail Labor Attorneys filed. (Distributed)
Apr 5 2017	Brief amicus curiae of Brotherhood of Maintenance of Way Employees Division/IBT filed. (Distributed)
Apr 5 2017	Brief amicus curiae of The American Association for Justice filed. (Distributed)
Apr 17 2017	Reply of petitioner BNSF Railway Company filed. (Distributed)
Apr 25 2017	Argued. For petitioner: Andrew S. Tulumello, Washington, D. C.; and Nicole A. Saharsky, Assistant to the Solicitor General, Department of Justice, Washington, D. C. (for United States, as amicus curiae.) For respondents: Julie A. Murray, Washington, D. C.
May 30 2017	Judgment REVERSED and cases REMANDED. Ginsburg, J., delivered the opinion of the Court, in which Roberts, C. J., and Kennedy, Thomas, Breyer, Alito, Kagan, and Gorsuch, JJ., joined. Sotomayor, J., filed an opinion concurring in part and dissenting in part.
Jul 3 2017	MANDATE ISSUED.
Jul 3 2017	JUDGMENT ISSUED.

~~Name~~~~~~~~~~~~~~~~~~~~~~	~~~~~~~Address~~~~~~~~~~~~~~~~~~~	~~Phone~~~
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